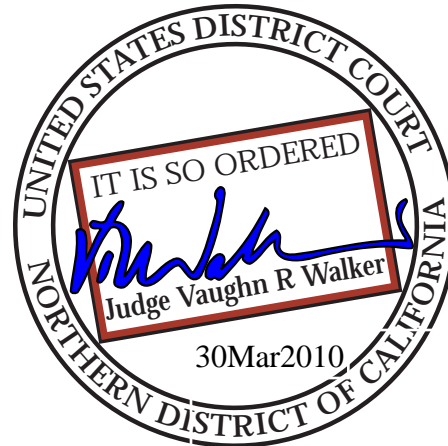


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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

PHOENIX TECHNOLOGIES LTD., a  
Delaware corporation,  
  
Plaintiff,  
  
vs.  
  
DEVICEVM, INC., a Delaware corporation,  
  
Defendant.

Case No.: C 10-00514-VRW

**NOTICE OF VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE BY PHOENIX  
TECHNOLOGIES LTD.**

Judge: Honorable Vaughn R. Walker

Complaint Filed: 02/04/2010  
Trial Date: None

TO THE COURT, THE PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure (41)(a)(1)(A)(i),  
Plaintiff Phoenix Technologies Ltd., hereby, voluntarily dismiss its claims in this action without  
prejudice.

K&L GATES LLP

Dated: March 25, 2010

By: /s/ Karineh Khachatourian  
KARINEH KHACHATOURIAN

Attorneys for Plaintiff,  
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PL-36109 v1

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE BY PHOENIX  
TECHNOLOGIES LTD. Case No. C 10-00514 (EMC)